



DEPARTMENT OF THE NAVY
NAVAL TRAINING CENTER
GREAT LAKES, ILLINOIS 60088-5000

NTCGLAKESINST 11240.2

08
16 JUL 1991

NTC GREAT LAKES INSTRUCTION 11240.2

From: Commander, Naval Training Center, Great Lakes

Subj: SEIZURE, IMPOUNDMENT AND FORFEITURE OF PRIVATE VEHICLES
USED IN DRUG-RELATED ACTIVITIES

Ref: (a) Title 21, U.S. Code, Section 881
(b) OPNAVINST 5530.14B
(c) U.S. Navy Regulations 1990, Article 1138
(d) Title 18, U.S. Code, Section 1382

1. Purpose. To promulgate policies and procedures for the disposition of private vehicles engaged in drug-related activities aboard the Naval Training Center (NTC), Great Lakes.

2. Cancellation. NTSGLAKESINST 11240.2.

3. Background. Reference (a) authorizes the seizure and forfeiture to the United States of vehicles that are used in the illegal transportation of controlled substances, as defined in federal laws and regulations. Reference (b) establishes the responsibility of an installation commander for physical security, which includes the detection of contraband as a concept of perimeter security. Reference (c) establishes the duty of installation commanders to suppress drug abuse. Accordingly, vehicles aboard NTC engaged in the illegal transportation of controlled substances may be seized and forfeited to the United States. Commander, Naval Training Center (CNTC) assigns the Chief of Staff, responsibility for impounding vehicles that have been seized and rendering the determination of forfeiture.

4. Action

a. A vehicle found to contain controlled substances other than unusable residue shall be seized. Any vehicle that has been so seized shall be impounded by the Great Lakes Police Department, who will notify the Operations Officer or the Legal Officer. Such officer shall, not later than the close of business on the next working day following said seizure, make an initial determination as to whether or not the case is appropriate for forfeiture. If it is initially decided that the case is not appropriate for forfeiture, the vehicle shall be returned to the owner or his duly authorized agent as soon as practicable. A careful inspection and inventory of the vehicle shall be made, and the physical condition shall be noted in detail, at the time of seizure.

b. If it is decided to pursue forfeiture, the Judge Advocate shall be provided with the following information:

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(1) Names and addresses of the registered owner, driver and passengers, and any lienholders;

(2) Gross vehicle weight;

(3) Year, make, model and current mileage of the vehicle;

(4) Vehicle identification and engine numbers;

(5) Appraised value;

(6) Data on registration.

D) Copies of any police or investigative reports shall also be forwarded. If it is determined that the case is appropriate for forfeiture, the Judge Advocate shall notify the Chief, Civil Division of the U.S. Attorney's Office of the seizure and impoundment and request initiation of forfeiture proceedings pursuant to reference (a). Otherwise, he shall order the vehicle released.

c. Pending its release in accordance with instructions from the U.S. Attorney's Office or the Judge Advocate, the Great Lakes Police Department shall be responsible for exercising reasonable care in securing any vehicle seized and impounded pursuant to this instruction.

d. The operator of any vehicle used to transport controlled substances or any drug paraphernalia on the Center with knowledge of the presence of such substances or articles in said vehicle, shall be barred from operating any vehicle on the Center for not less than one year, and forfeiture of DOD decal for not less than one year. Such action shall be in addition to any criminal or disciplinary action, and any action taken pursuant to reference (d).

J. L. BOYDSTON
Chief of Staff

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